

Exhibit “G”

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

THOMAS E. MERTZ, : CIVIL ACTION
Plaintiff :
:
v. : NO. 04-55E
:
DONZI MARINE, INC. and :
AMERICAN MARINE HOLDINGS, :
INC., in its own right and :
d/b/a DONZI MARINE, :
Defendants : JURY TRIAL DEMANDED

17 For the Plaintiff:

18 W. Patrick Delaney, Esquire
19 Matthew W. Fuchs, Esquire
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100 State Street, Suite 700
Erie, PA 16507

21 For the Defendants:

22 Robyn F. McGrath, Esquire
23 Sweeney & Sheehan, P.C.
1515 Market Street, Suite 1900
Philadelphia, PA 19102

1 just a position as a laborer or a skilled trade?

2 A. A machinist.

3 Q. How close were you to your degree in industrial
4 engineering?

5 A. Two years away.

6 Q. I presume you were going part time over that
7 period of time?

8 A. Uh-huh, yes.

9 Q. Did you take any sort of an associate's degree
10 or --

11 A. Yes. I have a degree from the Associated
12 Industrial Engineering Center.

13 Q. From Gannon?

14 A. No, it's an outsourcing corporation.

15 Q. Any other advanced education other than Gannon?

16 A. No.

17 Q. I understand that you had an ownership interest in
18 a business called The Boat Store.

19 A. Yes.

20 Q. When did you first become involved in that
21 business?

22 A. About 1998.

23 Q. Did you found the business?

24 A. Yes.

25 Q. Where was the initial location of the business?

1 A. 10190 West Main Road, North East, PA.

2 Q. Did it ever have any other location?

3 A. We moved to 10170 West Main Road, North East, PA.

4 Q. When did you make that move?

5 A. 2000.

6 Q. And have you -- I'm sorry, is The Boat Store still
7 in operation?

8 A. Yes, it is.

9 Q. And is it still at 10170 West Main Road in North
10 East?

11 A. Partially.

12 Q. Where else is it located?

13 A. We have one on -- at Dobbins Landing.

14 Q. When was that opened?

15 A. 2001.

16 Q. Are there any other locations?

17 A. We have a sales office on the Bayfront Highway.

18 Q. Here in the City?

19 A. Uh-huh.

20 Q. When was that sales office opened?

21 A. 2004.

22 Q. You know that we're here with regard to the
23 purchase by Mr. Thomas Mertz of a boat manufactured by
24 Donzi. What store would that -- or what location would that
25 transaction have occurred?

1 Q. Is The Boat Store a corporate entity?

2 A. Yes.

3 Q. Are you the sole shareholder?

4 A. Yes.

5 Q. And has that been true since 1998?

6 A. Yes.

7 Q. Of the eight employees in 2002, how many were
8 involved in sales?

9 A. Two.

10 Q. And how many in service?

11 A. Three.

12 Q. And would the other persons have been involved
13 in --

14 A. Clerical.

15 Q. -- clerical, front office work? In 2002, was The
16 Boat Store an authorized dealer of the Donzi product?

17 A. Yes.

18 Q. The Donzi line of boats?

19 A. (Witness nods head.)

20 Q. At The Boat Store, would you have had other lines
21 of boats at that time?

22 A. Yes.

23 Q. Could you tell me what they were?

24 A. Pro Line.

25 Q. Pro Line. One word, two words?

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2
3 C E R T I F I C A T I O N
4

5 I, Sonya Hoffman, a Court Reporter and
6 Notary Public in and for the Commonwealth of
7 Pennsylvania, do hereby certify that the foregoing
8 is a true and accurate transcript of my
9 stenographic notes in the above-captioned matter.

10
11
12 Sonya Hoffman
13

14 Court Reporter and Notary Public
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16

17 Dated: February 15, 2005
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NOTARIAL SEAL
SONYA A. HOFFMAN, NOTARY PUBLIC
CITY OF ERIE, ERIE COUNTY
MY COMMISSION EXPIRES NOV. 9, 2008

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